

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Ocean Trail CLO VII, *et al.*,

Plaintiffs,

v.

MLN TopCo Ltd., *et al.*,

Defendants.

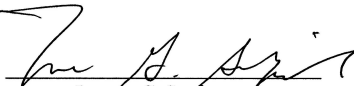
Case No. 23-cv-05443 (LGS)

Motion DENIED without prejudice to renewal. Defendants shall comply with the Court's Individual Rules and must file a pre-motion letter in the manner provided in Rule III.C.2. Defendants shall file their letter by August 2, 2023, for discussion at the August 9, 2023, conference.

Dated: July 24, 2023

New York, New York

**NOTICE OF MOTION TO DISMISS**

  
LORNA G. SCHOFIELD  
UNITED STATES DISTRICT JUDGE

**PLEASE TAKE NOTICE**, that upon the pleadings served in this action, the accompanying Memorandum of Law in Support of Motion to Dismiss the Nuveen Lenders' Crossclaim, the accompanying Declaration of Mitchell S. Levy, and exhibits thereto, Defendants MLN TopCo Ltd., Mitel Networks (International) Ltd., MLN US TopCo Inc. and MLN US HoldCo LLC (the "Mitel Defendants") hereby move under Federal Rule of Civil Procedure 12(b) for entry of an order dismissing the crossclaim against the Mitel Defendants, filed as part of Exhibit H to the Notice of Removal [Dkt. 1], with prejudice.

Dated: July 21, 2023  
New York, New York

WACHTELL, LIPTON, ROSEN & KATZ

/s/ Emil A. Kleinhaus

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(International) Limited, MLN US TopCo Inc., and  
MLN US HoldCo LLC*